

Message Text

CONFIDENTIAL

PAGE 01 BUENOS 07975 091213Z

46

ACTION DHA-02

INFO OCT-01 ARA-06 ISO-00 ORM-02 CIAE-00 DODE-00 PM-04

H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02

SS-15 USIA-06 EB-07 COME-00 TRSE-00 OMB-01 /064 W

----- 057668

P 090843Z DEC 76

FM AMEMBASSY BUENOS AIRES

TO SECSTATE WASHDC PRIORITY 8150

C O N F I D E N T I A L BUENOS AIRES 7975

E.O. 11652: GDS

TAGS: SHUM, PINT, AR

SUBJECT: FEDERAL JUDGE INDICTS FRASER SUBCOMMITTEE HUMAN RIGHTS
WITNESSES

REF: BUENOS AIRES 6742

1. AS RESULT OF CHARGES PRESENTED BY GOA, FEDERAL JUDGE HAS INDICTED ARGENTINE NATIONALS GUSTAVO ADOLFO ROCA AND LUCIO GARZON MACEDA UNDER 1951 LAW WHICH MAKES CRIME THE ACTION OF ANY CITIZEN WHO PROPOSES OR RECOMMENDS POLITICAL OR ECONOMIC SANCTIONS AGAINST THE REPUBLIC. JUDICIAL ACTION ORDERS THEIR ARREST, AND DECLARES THEM "IN REBELLION AND IN CONTEMPT OF COURT" AS THEY HAVE NOT OBEYED ORDER TO PRESENT THEMSELVES BEFORE COURT. (WE ASSUME BOTH ARE BACK IN EUROPE AFTER VISIT TO U.S.). LAW PROVIDES FOR PRISON TERMS OF BETWEEN FIVE AND TWENTY-FIVE YEARS FOR THE CRIME, AND PERMANENT DEPRIVATION OF CIVIL RIGHTS.

2. OFFENSE OF ROCA AND GARZON WAS TESTIMONY BEFORE FRASER SUBCOMMITTEE IN WASHINGTON ON SEPTEMBER 28 AND 29, 1976, WHERE THEY CHARGED HUMAN RIGHTS VIOLATIONS AND CALLED FOR U. S. SANCTIONS AGAINST ARGENTINA.

3. COMMENT: ACTION AGAINST ROCA AND GARZON HAS NOT YET BEEN COMMENTED UPON BY LOCAL PRESS, HAVING BEEN ANNOUNCED ONLY ON DECEMBER 7. WHATEVER U.S. AND INTERNATIONAL REACTION MAY BE, ARGENTINE DOMESTIC OPINION IS UNLIKELY TO BE SYMPATHETIC TO ROCA AND GARZON. THE LAW UNDER WHICH THEY HAVE BEEN CHARGED IS NOT A CREATION OF THE PRESENT MILITARY REGIME, AND WHILE WE DO NOT HAVE RECORDS WE BELIEVE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BUENOS 07975 091213Z

THAT IT HAS PROBABLY BEEN INVOKED IN THE PAST. EVEN MODERATES TEND

TO DRAW LINE AT ANTI-PATRIOTIC WASHING OF DIRTY LINEN BY ARGENTINES
IN FRONT OF A FOREIGN GOVERNMENT BODY, AND BOTH ROCA AND GARZON ARE
GENERALLY REGARDED AS COMMITTED LEFTIST EXTREMISTS WHO DO NOT MEAN
ARGENTINA WELL IN ANY EVENT. ACTION HAS SERIOUS IMPLIATIONS, HOW-
EVER, FOR FUTURE HEARINGS. WOULD OTHER ARGENTINE CITIZENS APPEAR-
ING BEFORE FRASER SUBCOMMITTEE FACE SUCH POSSIBILITY EVEN IF THEY
ONLY LIMITED THEMSELVES TO CRITICISM OF GOA WITHOUT CALLING FOR
SANCTIONS? WE WILL EXPLORE MATTER WITH GOA WHEN GOVERNMENT OFFICES
REOPEN TOMORROW.
HILL

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: HUMAN RIGHTS, US CONGRESSIONAL PRESENTATIONS, GOVERNMENT MINISTRIES, FOREIGN POLICY POSITION, ARRESTS
Control Number: n/a
Copy: SINGLE
Draft Date: 09 DEC 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976BUENOS07975
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760455-0027
From: BUENOS AIRES
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761256/aaaabvun.tel
Line Count: 71
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION DHA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 BUENOS AIRES 6742
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 09 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <09 JUL 2004 by ElyME>; APPROVED <29 OCT 2004 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: FEDERAL JUDGE INDICTS FRASER SUBCOMMITTEE HUMAN RIGHTS WITNESSES
TAGS: SHUM, PINT, AR, US, (FRASER, DONALD M), (ROCA, GUSTAVO ADOLFO), (GARZON MACEDA, LUCIO)
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006